

**MAY 7, 2007  
PARMA CITY HALL COUNCIL CHAMBER  
REGULAR COUNCIL MEETING  
7:00 P.M.**

The Regular Council meeting was called to order by President of Council Charles M. Germana presiding:

**COUNCIL MEMBERS PRESENT:**

THOMAS J. REGAS  
SCOTT M. TUMA  
SEAN P. BRENNAN  
NICHOLAS J. CELEBREZZE  
BRIAN DAY  
MARY GALINAS  
ROY J. JECH  
LARRY NAPOLI  
KENNETH A. RAMSER

The following officials and department heads were also present: Mayor Dean E. DePiero, Law Director Timothy G. Dobeck, Auditor Dennis M. Kish, Treasurer Anthony C. Zielinski, Service Director Brian Higgins, Safety Director Gregory Baeppler, Assistant Building Commissioner Don Graves, Communications and Community Relations Director Powell Caesar, Recreation Commissioner Mickey Vittardi, Community Development Director Erik Tollerup, Mayor's Administrative Assistant Meghan McCall, Economic Development Officer/Grant Writer Shelley Cullins, Director of Public Housing Lev Kulchytsky, and Clerk of Council Thomas Mastroianni.

---

**INVOCATION**

The Invocation was given this evening by Clerk of Council Thomas Mastroianni.

---

**PLEDGE OF ALLEGIANCE**

---

**VOICE VOTE:**

RESOLUTION NO. 112-07      5/7/07      L-112-07

BY: **S. M. TUMA, M. GALINAS**, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, R. J. JECH,  
L. NAPOLI, K. A. RAMSER, T. J. REGAS

A RESOLUTION HONORING STATE REPRESENTATIVE  
TIM DEGEETER, SUPERINTENDENT DR. SARAH ZATIK,  
TREASURER ANTHONY ZIELINSKI, COUNCIL CLERK TOM  
MASTROIANNI "LEADERSHIP FOR TOMORROW" COORDINATORS

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 112-07. Motion carried.

Mr. Germana – Asked the Coordinators to come forward while the Resolution is being read.

Mayor DePiero – Presented Proclamations to the Coordinators.

Councilwoman Galinas and Councilman Tuma presented the Resolution to the Coordinators.

The Coordinators thanked Council and the Mayor for the Resolution and Proclamations.

---

**VOICE VOTE CONTINUED:**

RESOLUTION NO. 137-07      5/7/07      L-137-07  
BY: **S. P. BRENNAN**, N. J. CELEBREZZE, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI,  
K. A. RAMSER, T. J. REGAS, S. M. TUMA

A RESOLUTION HONORING AND RECOGNIZING  
SEBASTIAN "BASIL" TINNIRELLO APRIL, 2007,  
CITIZEN OF THE MONTH

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 137-07. Motion carried.

Mr. Germana – Asked Mr. Tinnirello to come forward and to have the Resolution read in its entirety.

Mr. Mastroianni – Read the Resolution.

Councilman Brennan – Presented the Resolution to Mr. Tinnirello.

Mayor DePiero – Presented a Proclamation and a Key to the City to Mr. Tinnirello.

Mr. Tinnirello – Thanked everyone.

-----  
RESOLUTION NO. 138-07      5/7/07      L-138-07  
BY: **S. M. TUMA**, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, M. GALINAS, R. J. JECH,  
L. NAPOLI, K. A. RAMSER, T. J. REGAS

A RESOLUTION HONORING AND RECOGNIZING JACKIE  
MALIK MARCH, 2007 CITIZEN OF THE MONTH

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 138-07. Motion carried.

Mr. Germana – Asked Jackie Malik to come forward and to have the Resolution read in its entirety.

Mr. Mastroianni – Read the Resolution.

Councilman Tuma – Presented the Resolution.

Mayor DePiero – Presented a Proclamation and a Key to the City to Jackie Malik.

Jackie Malik – Thanked everyone.

-----  
RESOLUTION NO. 101-07      5/7/07      L-101-07  
BY: **R. J. JECH**, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, M. GALINAS, L. NAPOLI,  
K. A. RAMSER, T. J. REGAS, S. M. TUMA

A RESOLUTION HONORING MICHAEL JOSEPH TROMPAK  
ON ATTAINING THE RANK OF EAGLE SCOUT

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 101-07. Motion carried.

-----  
RESOLUTION NO. 127-07      5/7/07      L-127-07  
BY: **R. J. JECH**, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, M. GALINAS, L. NAPOLI,  
K. A. RAMSER, T. J. REGAS, S. M. TUMA

A RESOLUTION HONORING ALL MILITARY VETERANS  
AND THE WESTSIDE VETS CENTER IN HONOR OF  
MEMORIAN DAY, 2007

**VOICE VOTES CONTINUED:**

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 127-07. Motion carried.

-----  
RESOLUTION NO. 128-07      5/7/07      L-128-07  
BY: **R. J. JECH**, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, M. GALINAS, L. NAPOLI,  
KENNETH A. RAMSER, T. J. REGAS, S. M. TUMA

A RESOLUTION HONORING WOMEN IN MILITARY  
IN RESPECT OF THEIR CONTRIBUTIONS IN PAST WARS

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 128-07. Motion carried.

-----  
RESOLUTION NO. 129-07      5/7/07      L-129-07  
BY: **S. P. BRENNAN**, N. J. CELEBREZZE, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI,  
K. A. RAMSER, T. J. REGAS, S. M. TUMA

A RESOLUTION HONORING AND RECOGNIZING STEELE  
NOWLIN ON HIS RETIREMENT FROM THE PARMA SCHOOL  
SYSTEM

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 129-07. Motion carried.

-----  
RESOLUTION NO. 136-07      5/7/07      L-136-07  
BY: **S. P. BRENNAN**, N. J. CELEBREZZE, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI,  
K. A. RAMSER, T. J. REGAS, S. M. TUMA

A RESOLUTION HONORING MCPO WALTER A. WOZNIAK,  
RESERVE COMMAND MASTER CHIEF, NINTH COAST GUARD  
DISTRICT, ON HIS RETIREMENT FROM THE U. S. COAST  
GUARD ON JUNE 1, 2007

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 136-06. Motion carried.

-----  
**LEGISLATIVE COMMENT**

Mr. Germana – Asked if anyone from the public would like to comment on any legislation or actions that Council will be taking final action on tonight. No one wished to comment.

-----  
**DISPOSAL OF THE JOURNAL**

Mr. Germana – Stated, we have the Minutes from the Regular Council Meetings of April 2, and April 16, 2007 and also the Minutes from the Special Council Meeting of April 24, 2007. Asked if there were any additions or corrections to these Minutes? Stated, hearing none, the Minutes will stand approved as printed.

-----  
**COMMUNICATIONS, PETITIONS, AND CLAIMS**

Variance Extension Request

Councilman Celebrezze – “Mr. President, the applicant has applied for a Variance Extension for the property at PPN 442-17-091. The proposal is for the future building of a new single-family dwelling.

**COMMUNICATIONS, PETITIONS, AND CLAIMS CONTINUED:**

The first request is for an "Area Variance of Section 1187.01(a) – AREA REGULATIONS – AREA DISTRICT REGULATIONS. Minimum lot size required by Code (with sanitary sewer) for SFB 1 zoning is 60' x 130'. The proposed lot size is 40' x 120'. This Variance would result in 20' less for lot width and 10' less for lot dept than Code requires.

The second request is for an "Area" Variance of Section 1187.01(a) – AREA REGULATIONS – AREA DISTRICT REGULATIONS. Minimum lot area (with sanitary sewer) for SFB 1 zoning is 7,800 square feet. The proposed lot area is 4,800 square feet. This Variance would result in 3,000 less square feet than Code requires.

There is a stipulation that the Engineering Department would review the current proposal that indicates a swale on each side of the home and a catch basin to the rear, which is connected to a proposed 6" storm sewer that runs to the street lateral main to determine if an additional catch basin is needed.

The Variances were granted on May 15, 2006. The first request for an extension was granted October 16, 2006. Please note this will be the second request for an extension of the Variances for this project."

Motion made by Councilman Celebrezze, seconded by Councilman Day, to grant the extension. Motion carried.

-----  
Notice to Legislative Authority, Ohio Division of Liquor Control, 6606 Tussing Road, P.O. Box 4005, Reynoldsburg, Ohio 43068-9005, Permit Number 5361041, for a C1, C2, Transfer from N.H. Enterprises, Ltd., dba Lincoln Food Mart, 5410 State Road, Parma, Ohio 44134 to Luvkhushi, Inc., dba Lincoln Food Mart, 5410 State Road, Parma, Ohio 44134. Mailed 4/17/07. Responses must be postmarked no later than 5/18/07.

-----  
Notice to Legislative Authority, Ohio Division of Liquor Control, 6608 Tussing Road, P. O. Box 4005, Reynoldsburg, Ohio 44068-9005, Permit Number 238057, for a C1, C2, D6, Transfer from Hartford Properties, Inc., dba Broadview Beverage, 7890 Broadview Road, Parma, Ohio 44134 to Dynamite Investments, Inc., dba Broadview Beverage, 7890 Broadview Road, Parma, Ohio 44134. Mailed 4/19/07. Responses must be postmarked no later than 5/21/07.

-----  
Mr. Germana – Said Liquor Permits will be referred to the Ward Council and to the Safety Director.

-----  
Correspondence dated April 17, 2007, from Tarra Seifullah, Mayor's Correspondence Assistant, Office of the Mayor, Cleveland City Hall, 601 Lakeside Avenue, Room 202, Cleveland, Ohio 44114 regarding our Resolution No. 93-07 opposing the customer service charge on water bills imposed by the City of Cleveland Division of Water and urging the Division to eliminate the charge. Copies have forwarded copies to Chief of Staff, Ken Silliman; Chief of Government Affairs, Valarie McCall; and Chief of Operations, Darnell Brown, for their review.

-----  
**ORDINANCES AND RESOLUTIONS**

Motion made by Councilman Brennan, seconded by Councilman Day, to amend the Calendar as follows: On Page 3., Resolution No. 69-07 will be held on Third Reading. Also, on Page 6. under Suspension of the Rules, please add Ordinance No. 139-07 immediately following Resolution No. 135-07. Also moved to waive the Three-Day Rule on Ordinance No. 139-07 under Suspension of the Rules. Motion carried.

**FIRST READING:**

ORDINANCE NO. 115-07

5/7/07

L-115-07

BY: **M. GALINAS**

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT UNDER THE STATE OF OHIO COOPERATIVE PURCHASE PROGRAM FOR THE PURCHASE OF WORKSTATIONS, COURT COMPUTER HARD DRIVE AND POWER SUPPLY, PRINTERS AND CABLES AND MISCELLANEOUS COMPUTER ITEMS FOR THE PARMA JUSTICE CENTER, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance is referred to the Finance Committee.

-----  
RESOLUTION NO. 116-07

5/7/07

L-116-07

BY: **S. P. BRENNAN**

(By Request – Community Development Director)

A RESOLUTION AUTHORIZING THE ADMINISTRATION TO RENAME THE "COMMUNITY DEVELOPMENT DEPARTMENT" TO THE "COMMUNITY SERVICES AND ECONOMIC DEVELOPMENT DEPARTMENT"

Mr. Germana – Said Resolution will be referred to the Governmental Operations Committee.

-----  
RESOLUTION NO. 117-07

5/7/07

L-117-07

BY: **S. M. TUMA**

(By Request – Auditor)

A RESOLUTION ADOPTING THE BUDGT OF THE CITY OF PARMA, OHIO, FOR THE YEAR 2008, AND DECLARING AN EMERGENCY

Mr. Germana – Said Resolution will be referred to the Finance Committee.

-----  
ORDINANCE NO. 118-07

5/7/07

L-118-07

BY: **T. J. REGAS, L. NAPOLI**

(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR SANITARY SEWER IMPROVEMENTS FOR THE BRADENTON BOULEVARD, SUNHAVEN OVAL, SUNRISE OVAL, KNOWLES DRIVE, PLEASANTVIEW DRIVE, MELODY LANE AND A PORTION OF HOERTZ ROAD AND BONNY BOULEVARD SANITARY SEWER PROJECT IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance will be referred to the Finance Committee.

**FIRST READING CONTINUED:**

RESOLUTION NO. 119-07      5/7/07      L-119-07

BY: **T. J. REGAS, L. NAPOLI**  
(By Request – City Engineer)

A RESOLUTION DECLARING IT NECESSARY TO IMPROVE  
BRADENTON BOULEVARD, SUNHAVEN OVAL, SUNRISE OVAL,  
KNOWLES DRIVE, PLEASANTVIEW DRIVE, MELODY LANE AND  
A PORTION OF HOERTZ ROAD AND BONNY BOULEVARD IN  
THE CITY OF PARMA, OHIO, BY PROVIDING THE INSTALLATION  
OF SANITARY SEWERS, AND DECLARING AN EMERGENCY

Mr. Germana – Said Resolution will be referred to the Finance Committee.

-----

ORDINANCE NO. 125-07      5/7/07      L-125-07

BY: **M. GALINAS**

AN ORDINANCE TO AMEND THE TRAFFIC CODE OF THE  
CITY TO CONFORM TO CURRENT STATE LAW, AND  
DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance will be referred to the Public Safety Committee.

-----

ORDINANCE NO. 126-07      5/7/07      L-126-07

BY: **M. GALINAS**

AN ORDINANCE TO AMEND THE GENERAL OFFENSES CODE  
OF THE CITY TO CONFORM TO CURRENT STATE LAW, AND  
DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance will be referred to the Public Safety Committee.

-----

ORDINANCE NO. 131-07      5/7/07      L-131-07

BY: **S. P. BRENNAN**  
(By Request – Building Commissioner/City Engineer)

AN ORDINANCE TO AMEND A PORTION OF SUBSECTION ©  
OF SECTION 1705.11 "RENTAL PROPERTY; REGISTRATION  
REQUIRED; ANNUAL MAINTENANCE INSPECTION" OF THE  
CODIFIED ORDINANCES OF THE CITY OF PARMA

Mr. Germana – Said Ordinance will be referred to the Public Safety Committee.

-----

**SECOND READING SUSPENSION OF THE RULES:**

ORDINANCE NO. 100-07      4/16/07      L-100-07

BY: **M. GALINAS**  
(By Request – Safety Director)

AN ORDINANCE TO AMEND SECTION 303.13 "FEES"  
OF THE CODIFIED ORDINANCES OF THE CITY OF  
PARMA, AND DECLARING AN EMERGENCY

**SECOND READING SUSPENSION OF THE RULES CONTINUED:**

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 100-07 on three different days be dispensed with?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 100-07.

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; Ordinance No. 100-07 is adopted.

-----  
RESOLUTION NO. 105-07                      4/16/07                      L-105-07

BY: **T. REGAS**, S. M. TUMA, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, M. GALINAS,  
R. J. JECH, L. NAPOLI, K. A. RAMSER  
(By Request – Mayor)

A RESOLUTION ASKING CONGRESS TO PASS LEGISLATION  
TO RESTORE THE NEW COPS (COMMUNITY ORIENTED  
POLICING SERVICES) PROGRAM, AND DECLARING AN  
EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Resolution No. 105-07 on three different days be dispensed with?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Motion made by Councilwoman Galinas, seconded by Councilman Day, to amend Resolution No. 105-07 as follows: Section 2. That the Clerk of Council be and he hereby is directed to forward a certified copy of this Resolution to Senators Sherrod Brown and George Voinovich and the entire Ohio Congressional Delegation. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 105-07 as amended.

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; Resolution No. 105-07 is adopted as amended.

-----  
ORDINANCE NO. 110-07                      4/16/07                      L-110-07

BY: **R. J. JECH**, S. P. BRENNAN

AN ORDINANCE AUTHORIZING THE MAYOR AND THE  
DIRECTOR OF PUBLIC SERVICE TO OBTAIN TICKETS  
FOR PARMA DAY AT CEDAR POINT AMUSEMENT PARK,  
AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 110-07 on three different days be dispensed with?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to amend Ordinance No. 110-07 as follows: Section 2. That the tickets obtained for Parma Day shall be given to the Treasurer for a sale price of \$29.00 each for adults and \$11.95 each for juniors/seniors with proof of residency in the City of Parma. Also moved to accept Exhibit "A". Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 110-07 as amended.

**SECOND READING SUSPENSION OF THE RULES CONTINUED:**

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.  
No: None; Ordinance No. 110-07 is adopted as amended.

-----

**THIRD READING:**

ORDINANCE NO. 7-07                      3/5/07                      L-7-07  
BY: **M. GALINAS**  
(BY Request – City Engineer/Building Commissioner)

AN ORDINANCE AUTHORIZING THE BUILDING DEPARTMENT  
TO SUBMIT AN APPLICATION TO THE OHIO MANUFACTURED  
HOMES COMMISSION AUTHORIZING THE PARMA BUILDING  
DEPARTMENT AND ITS INSPECTORS TO INSPECT AND/OR  
REVIEW MANUFACTURED HOME INSTALLATIONS IN THE  
CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance  
No. 7-07.  
Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.  
No: None; Ordinance No. 7-07 is adopted.

-----

ORDINANCE NO. 24-07                      2/5/07                      L-24-07  
BY: **S. M. TUMA**  
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC  
SERVICE TO ENTER INTO A THREE (3) YEAR CONTRACT  
WITH THE LOWEST AND BEST BIDDER FOR UNIFORM  
SERVICE, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance  
No. 24-07 as follows: In Section 1., Line 2., after the word "with" add the words "Cintas  
Corporation". On Line 4., the amounts are as follows:

Shirts – 5 changes per week per employee	\$1.65 per person weekly
Coveralls – 5 changes per week per employee	\$3.00 per person weekly
	\$4.00 per person weekly
Purchase of 5 shirts	\$9.85 per short sleeve shirt
	\$10.85 per long sleeve shirt
Mats (2) 3 x 5	\$1.25 per mat weekly
(3) 4 x 5	\$2.15 per mat weekly
(5) 4 x 8	\$2.85 per mat weekly
(3) 3 x 10	\$2.65 per mat weekly

Also moved to waive Rule 51 and place Ordinance No. 24-07 on Third Reading for passage as  
amended." Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance  
No. 24-07 as amended.  
Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.  
No: None; Ordinance No. 24-07 is adopted as amended.



**THIRD READING CONTINUED:**

RESOLUTION NO. 69-07                      3/5/07                      L-69-07

BY: **R. J. JECH**  
(By Request – City Engineer)

A RESOLUTION DECLARING IT NECESSARY TO IMPROVE GRANTWOOD DRIVE, SOUTH PARK BOULEVARD, WEST RIDGEWOOD DRIVE AND BROADVIEW ROAD AT RUSTIC TRAIL IN THE CITY OF PARMA, OHIO, BY PROVIDING THE INSTALLATION OF SANITARY SEWERS, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to hold Resolution No. 69-07 on Third Reading. Motion carried.

-----  
ORDINANCE NO. 84-07                      3/19/07                      L-84-07

BY: **S. M. TUMA**  
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE PURCHASE OF ASPHALT CONCRETE AND ASPHALT PLANING, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to hold Ordinance No. 84-07 on Third Reading. Motion carried.

-----  
ORDINANCE NO. 85-07                      3/19/07                      L-85-07

BY: **S. M. TUMA**  
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE PURCHASE OF TACK COAT AND PRIME COAT, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to hold Ordinance No. 85-07 on Third Reading. Motion carried.

-----  
ORDINANCE NO. 86-07                      3/19/07                      L-86-07

BY: **S. M. TUMA**  
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE PURCHASE OF CONCRETE, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to hold Ordinance No. 86-07 on Third Reading. Motion carried.

**THIRD READING CONTINUED:**

ORDINANCE NO. 87-07                      3/19/07                      L-87-07

BY: **S. M. TUMA**

(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF  
PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH  
THE LOWEST AND BEST BIDDER FOR THE 2007  
PAVEMENT MAINTENANCE PROGRAM, AND DECLARING  
AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to hold Ordinance No.  
87-07 on Third Reading. Motion carried.

-----

ORDINANCE NO. 88-07                      3/19/07                      L-88-07

BY: **S. M. TUMA**

(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF  
PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH  
THE LOWEST AND BEST BIDDER FOR THE PURCHASE  
OF LIMESTONE, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to hold Ordinance No.  
88-07 on Third Reading. Motion carried.

-----

**SUSPENSION OF THE RULES:**

ORDINANCE NO. 120-07                      5/7/07                      L-120-07

BY: **S. M. TUMA, M. GALINAS, S. P. BRENNAN**

(By Request – City Engineer/Building Commissioner)

AN ORDINANCE TO CREATE THE POSITION OF PLANS  
EXAMINER WITHIN THE PARMA BUILDING DEPARTMENT  
AND TO AMEND A PORTION OF EXHIBIT "A" OF  
ORDINANCE NO. 348-04, AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct  
reading of Ordinance No. 120-07 on three different days be dispensed with?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and  
Ordinance No. 120-07 be placed on final passage?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Mayor DePiero – Stated, by way of explanation, during the Budget process, we had a line  
item in the Engineer and Building Department's budget for this position. There is also companion  
Ordinance No. 122-07 that we are asking Council to pass tonight, which will adjust the fees that  
are paid for plans examination. Right now, we send most of them out because of the volume,  
and the fees that are generated pay for the contract for this. Ordinance No. 122-07 will adjust  
the fees to bring us in line with other cities. We are lower than many other cities around us, and

**SUSPENSION OF THE RULES CONTINUED:**

we feel that it will be much more cost effective to adjust the fees and have someone on staff to do it full time. It will also speed up the process. It takes three or four weeks and sometimes longer to look at plans and then send them back out for revisions. Then when they get back, it takes more time. This will be more business friendly.

Councilman Brennan – Stated we are now under these new Ohio Building Guidelines. He has a resident in his Ward who recently received a Variance. The resident sent his plans in for his garage, the plans got sent back, his contractor made the revisions, now they are with our Plans Examiner. The resident thinks the problem is with the City of Parma but, in essence, it is this new Building Code that the State of Ohio has placed upon us. Many of the contractors don't know the new Code.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt ordinance No. 120-07.

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; Ordinance No. 120-07 is adopted.

---

ORDINANCE NO. 121-07                      5/7/07                      L-121-07

BY: **B. DAY**

AN ORDINANCE TO ENTER INTO A SETTLEMENT  
AGREEMENT BETWEEN THE CITY OF PARMA AND  
EDWARD AND BETTY DEMETER, AND DECLARING  
AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 121-07 on three different days be dispensed with?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 121-07 be placed on final passage?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Councilman Day – Thanked Law Director Dobeck and Chief Assistant Law Director Deanna O'Donnell for all the hard work they did on this. They negotiated the fairest settlement possible.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 121-07.

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; Ordinance No. 121-07 is adopted.

---

ORDINANCE NO. 122-07                      5/7/07                      L-122-07

BY: **S. M. TUMA**

AN ORDINANCE TO AMEND A PORTION OF SUBSECTION (e)  
OF SECTION 185.04 "FEES OF THE DIRECTOR OF PUBLIC  
SAFETY" OF THE CODIFIED ORDINANCES OF THE CITY OF  
PARMA, RELATIVE TO PLAN EXAMINATION FEES, AND  
DECLARING AN EMERGENCY

**SUSPENSION OF THE RULES CONTINUED:**

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 122-07 on three different days be dispensed with?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 122-07 be placed on final passage?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 122-07.

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; Ordinance No. 122-07 is adopted.

-----  
RESOLUTION NO. 123-07                      5/7/07                      L-123-07

BY: **S. P. BRENNAN**, T. J. REGAS, S. M. TUMA, N. J. CELEBREZZE, B. DAY, M. GALINAS,  
R. J. JECH, L. NAPOLI, K. A. RAMSER

A RESOLUTION IN SUPPORT OF THE CLEVELAND  
SIGHT CENTER'S REQUEST FOR FEDERAL FUNDING  
TO SUPPORT TECHNOLOGY SERVICES, AND  
DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Resolution No. 123-07 on three different days be dispensed with?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Resolution No. 123-07 be placed on final passage?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 123-07.

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; Resolution No. 123-07 is adopted.

-----  
RESOLUTION NO. 124-07                      5/7/07                      L-124-07

BY: **S. P. BRENNAN**, T. J. REGAS, S. M. TUMA, N. J. CELEBREZZE, B. DAY, M. GALINAS,  
R. J. JECH, L. NAPOLI, K. A. RAMSER

A RESOLUTION IN SUPPORT OF AN INCOME TAX  
CUT FOR THE ELDERLY AND DISABLED, AND  
DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Resolution No. 124-07 on three different days be dispensed with?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Resolution No. 124-07 be placed on final passage?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

**SUSPENSION OF THE RULES CONTINUED:**

Motion made by Councilman Brennan, seconded by Councilman Day, to amend Resolution No. 124-07 by changing the word "income" to "property" in the heading and in Section 1. Motion carried.

Councilman Brennan – Stated, his intention with this legislation is that we are supporting what Governor Strickland has put before the State Legislature. The Governor has done an amazing job of getting the House of Representatives to pass the bi-annual budget, which included this legislation. Stated, our State Senator is on board with this. He hopes this Resolution will send a message to the folks in Columbus to support it.

Mr. Germana – Stated, he thinks giving every senior the tax cut, regardless of their ability to pay, defeats the purpose of helping those most in need.

Councilman Brennan – Stated he had the same reservations, but hopefully this is a way of encouraging residents with higher incomes to stay in Ohio instead of retiring elsewhere. It is also part of an entire budget package. There are other compromises made in that multi-million dollar budget.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 124-07 as amended.

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; Resolution No. 124-07 is adopted as amended.

---

ORDINANCE NO. 132-07                      5/7/07                      L-132-07

BY: **S. M. TUMA**

(By Request – Auditor)

AN ORDINANCE TO AMEND THE 2007 PERMANENT  
APPROPRIATIONS OF THE CITY OF PARMA, OHIO,  
AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 132-07 on three different days be dispensed with?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 132-07 be placed on final passage?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 132-07.

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; Ordinance No. 132-07 is adopted.

---

ORDINANCE NO. 133-07                      5/7/07                      L-133-07

BY: **S. M. TUMA**

(By Request – Auditor)

AN ORDINANCE AUTHORIZING THE TRANSFER OF  
APPROPRIATIONS WITHIN THE 2007 PERMANENT  
APPROPRIATIONS OF THE CITY OF PARMA, AND  
DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 133-07 on three different days be dispensed with?

**SUSPENSION OF THE RULES CONTINUED:**

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 133-07 be placed on final passage?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 133-07.

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; Ordinance No. 133-07 is adopted.

-----  
RESOLUTION NO. 134-07

5/7/07

L-134-07

BY: **S. M. TUMA**

(By Request – Auditor)

A RESOLUTION APPROVING THE CITY AUDITOR'S  
POST CERTIFICATION OF REQUISITIONS AS DETAILED  
IN EXHIBIT "A", AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Resolution No. 134-07 on three different days be dispensed with?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Resolution No. 134-07 be placed on final passage?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 134-07.

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; Resolution No. 134-07 is adopted.

-----  
RESOLUTION NO. 135-07

5/7/07

L-135-07

BY: **M. GALINAS**, T. J. REGAS, S. M. TUMA, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY,  
R. J. JECH, L. NAPOLI, K. A. RAMSER

A RESOLUTION IN SUPPORT OF "NATIONAL PEACE  
OFFICERS MEMORIAL DAY" ON MAY 15, 2007, AND  
DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct Reading of Resolution No. 135-07 on three different days be dispensed with?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Resolution No. 135-07 be placed on final passage?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 135-07.

**SUSPENSION OF THE RULES CONTINUED:**

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; Resolution No. 135-07 is adopted.

-----  
ORDINANCE NO. 139-07

5/7/07

L-139-07

BY: **S. M. TUMA**

(By Request – Law Director)

AN ORDINANCE TO AMEND A PORTION OF SECTION 1  
OF ORDINANCE NO. 52-07 RELATIVE TO THE AMOUNT  
FOR THE LEGAL SERVICES OF THE LAW FIRM OF HAHN,  
LOESER & PARKS FOR THE PRESENT CLAIM KNOWN AS  
NICHOLAS KASHI VS. CITY OF PARMA, AND DECLARING  
AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 139-07 on three different days be dispensed with?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 139-07 be placed on final passage?

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; motion carried.

Mayor DePiero – Stated, this law suit is one that relates to the Fair Labor Standards Act and whether or not proper overtime had been paid over a number of years. The other law suit that is being handled by the Duvins Firm is retirement reimbursement one.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 139-07.

Yes: Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Jech, Napoli, Ramser.

No: None; Ordinance No. 139-07 is adopted.

-----  
**APPOINTMENTS AND CONFIRMATIONS**

Councilman Ramser – Stated, the Appointment Scanning Committee met this evening to discuss the following re-appointments to the Parma Community General Hospital Board: Louis Ripepi, member and JoAnn Mason, member. Their terms are set to expire on May 31, 2007. Each new appointment will be a term of three years, ending on May 31, 2010.

Motion made by Councilman Ramser, seconded by Councilman Day, to accept these re-appointments. Motion carried.

Councilman Brennan – Miss Mason and Mr. Ripepi are the right people for the job. Stated, he is looking forward to working with them in this capacity.

Councilman Napoli – Miss Mason is a person in this Administration that has overachieved and done a great job. Mr. Ripepi is also a good guy for the city.

Mr. Germana – To be on the Board of a hospital is a very dedicated and tough job. Stated, he commends both of them and everyone that is willing to serve on that board.

-----  
**PUBLIC SESSION**

Mr. Richard Higgins, 11825 West Pleasant Valley – Stated, he has a couple of concerns. The first concern is for voting for tomorrow. He hopes that everyone realizes that 24 cents a day, \$1.25 a week, \$7.00 a month is not too much for safety in the City. He hopes that everyone votes “yes” tomorrow. Asked, if the levy does pass, are we going to re-instate the D.A.R.E. Program? He is hoping we will get that back.

**PUBLIC SESSION CONTINUED:**

Mrs. Gail Wonderlee, 7736 South Tamarack Drive – She was just cited for cement work in her driveway. She feels this is private property. Stated her sidewalk is good. Stated she feels other properties with problems were missed. Stated when she was cited, she had many medical problems to deal with and she was hit with a \$10,000 bill, which she is struggling with today. Her widowed neighbor who has limited income was also cited. Stated, she had to take out a loan for this work. She will vote no on this levy. When her loan is paid for in 10 years, then she will vote yes on a levy. When she had her roof repaired, Bill Mason told her that her bond would be attached. She wants to know where her \$3,500 is because she needs that for her driveway. She is asking her Council person to check into that to see where her money is.

-----

**MISCELLANEOUS BUSINESS**

Mayor DePiero – Stated, with regard to Issue 12, we have talked with a lot of residents about what will happen. Over the last couple of years we are down approximately 20 officers, we had to cut the D.A.R.E. Program and the Canine Unit, etc. Over time, we want to bring those programs back. The first priority is to get our hiring and our manpower where it should be. That will allow us to put more individuals in the Detective Bureau, put more officers on motorcycles, do traffic enforcement in the neighborhoods, put officers on foot in some of the neighborhoods, reinstate the Canine Unit, and take a look at the D.A.R.E. Program. After the D.A.R.E. Program was cut, we worked with Federal Marshall Pete Elliot, and the City of Parma is one of the first cities in the country that now has the GRET Program (Gang Resistance Education and Training Program) which is being done in the Middle Schools. It is very successful. This is a Federally-funded Program.

Stated to Mrs. Wonderlee, his office will look into the bond issue. Stated this is the first he has heard of the whole issue.

-----

Safety Director Greg Baeppler – No comment.

-----

Service Director Brian Higgins – No comment.

-----

Treasurer Anthony Zielinski – No comment.

-----

Auditor Dennis Kish – No comment.

-----

Councilman Regas – Urged everyone to vote tomorrow. Congratulated the recipients of the Citizen of the Month Award. Stated, he will speak to Mrs. Wonderlee about the bond issue. Stated, he was also cited for his driveway.

-----

Councilman Tuma – Encouraged everyone to vote tomorrow and support Issue 12. Everyone has done an excellent job of making the case to the citizens of Parma and it will be up to them to approve this issue.

-----

Councilman Brennan – Stated he hopes that Issue 12 passes tomorrow. We have to do something about the manpower shortage. Stated he walked in other wards and it gave him a different perspective on things. Stated Ward 6 residents were happy with the contractor we chose to do the sewer work over there.

-----

Councilman Celebrezze – Congratulated all the Award recipients this evening, especially Michael Joseph Trompak, Eagle Scout, who is a resident in his Ward. Thanked the residents of his ward for having faith in him.

-----



**MISCELLANEOUS BUSINESS CONTINUED:**

Councilman Day – No comment.

-----  
Councilwoman Galinas – Stated Issue 12 is very important. Stated the City of Brookpark will suffer some pains due to what is happening with Ford Motor Company. Thanked everyone who worked on the campaign. Congratulated everyone who received awards this evening.

-----  
Councilman Jech – Stated he has a good feeling about Issue 12. Everyone worked very hard on this. Congratulated all his colleagues. Stated everyone will work for Councilmen Tuma and Galinas to make sure all nine will be back to work together.

-----  
Councilman Napoli – Hoped that the voters will value safety when they vote tomorrow. Stated, safety is number one.

-----  
Councilman Ramser – Vote yes on Issue 12. Stated he offered a \$500 for anyone who could help find the individuals who broke into the American Legion and knocked out the telephones for 900 residents. The suspect has been jailed. Commended Detective Riley on his good detective work. Issue 12 will give the police more tools to help with crimes like this.

-----  
Mr. Germana – Stated they did everything possible for this campaign. They thought of every possible angle. Commended the Mayor, Safety Director, Chief, etc. for all their work. Stated they will spend the money wisely, but this is money they should have had 3 years ago. We still have some of the lowest taxes around.

In connection with Mrs. Wonderlee, this is a good example of people out there that are hurting. We need to have standards, but they are at a cost.

-----  
**REPORT ON ABSENT MEMBERS**

Motion made by Councilman Brennan, seconded by Councilman Day, to excuse Senior Citizens Director Jo Ann Mason. Motion carried.

-----  
**ADJOURNMENT**

Motion made by Councilman Brennan, seconded by Councilman Day, to adjourn said Regular Council Meeting. Motion carried.

-----  
**CERTIFICATION**

I, Thomas Mastroianni, Clerk of Council for the City of Parma, Ohio, do hereby certify that the above is a true and correct copy of the Minutes from the Regular Council Meeting held on Monday, May 7, 2007.

\_\_\_\_\_  
THOMAS MASTROIANNI  
CLERK OF COUNCIL

\_\_\_\_\_  
CHARLES M. GERMANA  
PRESIDENT OF COUNCIL

Meeting adjourned at 8:55 P.M.

es

Minutes completed May 21, 2007

